

Michael Salcido, #UUY020 RENAUD, COOK & DRURY, P.A. Two Renaissance Square 40 North Central, Suite 1600 Phoenix, Arizona 85004-4449 (602) 307-9900 Attorneys for Respondents

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## BEFORE THE ARIZONA CORPORATION COMMISSION

# **COMMISSIONERS**

MARC SPITZER, Chairman WILLIAM A. MUNDELL JEFF HATCH-MILLER MIKE GLEASON KRISTIN K. MAYES

Arizona Corporation Commission DOCKETED

NOV 2 6 2003

DOCKETED BY

DOCKET NO. S-03544A-03-0000

## In the matter of:

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STEVEN C. BOND and JANE DOE BOND, husband and wife, 2559 East Vaughn Court Gilbert, AZ 85234

B.B. FINANCIAL BENEFITS GROUP, INC., an Arizona corporation 2559 East Vaughn Court Gilbert, AZ 85234

Respondents.

ANSWER OF RESPONDENTS STEVEN C. BOND AND JANE DOE BOND, AND B.B. FINANCIAL BENEFITS GROUP, INC.

Respondents Steven C. Bond ("Bond") and Jane Doe Bond, whose true name is Cari A. Bond, and B.B. Financial Benefits Group, Inc. ("B.B."), (together "Respondents"), admit, deny and allege:

I.

## **JURISDICTION**

Admit, but reserve the right to deny that the investments at issue are securities. 1.

RENAUD, COOK 32 & DRURY, P.A.
0 NORTH CENTRAL AVE
SUITE 1600
PHOENIX, AZ 85004
TELEPHONE 307-9900
FACSIMILE 307-5853

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LAW OFFICES
RENAUD, COOK 26
& DRURY, P.A.
40 NORTH CENTRAL AVE
SUITE 1600
PHOENIX, AZ 85004
TELEPHORE 307-9900
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II.

#### RESPONDENTS

- 2. Admit.
- 3. Admit.
- 4. Admit; object to the inclusion of Mrs. Bond in this matter; reserve all rights to obtain her removal.
  - 5. Deny.
  - 6. This allegation requires no response.

### III.

### **FACTS**

- 7. Allege that they are without knowledge or information sufficient to form a belief as to the allegations set forth in this paragraph and therefore deny the same.
- 8. Allege that they are without knowledge or information sufficient to form a belief as to the allegations set forth in this paragraph and therefore deny the same.
- 9. Allege that they are without knowledge or information sufficient to form a belief as to the allegations set forth in this paragraph and therefore deny the same.
- 10. Allege that they are without knowledge or information sufficient to form a belief as to the allegations set forth in this paragraph and therefore deny the same.
- 11. Allege that they are without knowledge or information sufficient to form a belief as to the allegations set forth in this paragraph and therefore deny the same.
- 12. Admit that Bond and/or B.B. gave sales presentations consistent with the information provided to them by Alpha/ATC.
- 13. Allege that the documents speak for themselves and deny the remaining allegations set forth therein.
- 14. Allege that the documents speak for themselves and deny the remaining allegations set forth therein.

	15.	Allege that they	y are without	knowledge	or information	sufficient to	form a
belief	as to	the allegations set	t forth in this	paragraph a	and therefore d	eny the same.	

- 16. Allege that the documents speak for themselves and deny the remaining allegations set forth therein.
- 17. Allege that they are without knowledge or information sufficient to form a belief as to the allegations set forth in this paragraph and therefore deny the same.
- 18. Allege that they are without knowledge or information sufficient to form a belief as to the allegations set forth in this paragraph and therefore deny the same.
- 19. Allege that the documents speak for themselves, deny the remaining allegations set forth therein; deny any allegations of wrongdoing.
- 20. Allege that Bond and/or B.B. made sales presentations consistent with the information provided to them by Alpha/ATC.
- 21. Allege that Bond and/or B.B. made sales presentations consistent with the information provided to them by Alpha/ATC.
  - 22. Admit that they received commissions in connection with the sales.
- 23. Allege that they are without knowledge or information sufficient to form a belief as to the allegations set forth in this paragraph and therefore deny the same.
  - 24. Admit.
- 25. Allege that they are without knowledge or information sufficient to form a belief as to the allegations set forth in this paragraph and therefore deny the same.
- 26. Allege that they are without knowledge or information sufficient to form a belief as to the allegations set forth in this paragraph and therefore deny the same.
- 27. Allege that they are without knowledge or information sufficient to form a belief as to the allegations set forth in this paragraph and therefore deny the same.
- 28. Allege that they are without knowledge or information sufficient to form a belief as to the allegations set forth in this paragraph and therefore deny the same.

1		IV.						
2	VIOLATION OF A.R.S. § 44-1841							
3	(Offer or Sale of Unregistered Securities)							
4	29.	Deny.						
5	30.	Allege that they are without knowledge or information sufficient to form a						
6	belief as to the allegations set forth in this paragraph and therefore deny the same.							
7	31.	Deny.						
8		<b>V.</b>						
9		VIOLATION OF A.R.S. § 44-1842						
10	·	(Transactions by Unregistered Dealers or Salesmen)						
11	32.	Deny.						
12	33.	Deny.						
13		VI.						
14	VIOLATION OF A.R.S. § 44-1991							
15	(Fraud in Connection with the Offer or Sale of Securities)							
16	34.	Deny.						
17	35.	Deny.						
18	36.	Deny each and every allegation not specifically admitted herein.						
19	37.	Allege the following affirmative defenses:						
20		a. The Notice fails to state a claim upon which relief can be based;						
21	·	b. The investments at issue are not securities; and						
22		c. Respondents deny any violation of applicable rules, regulations and						
23		statutes.						
24	38.	Reserve the right to add any affirmative defenses that become apparent						
25	through discovery.							
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## VII.

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REQUESTED RELIEF

WHEREFORE, Respondents ask that this case be dismissed, that they receive their costs and attorneys' fees, and for any of the relief just and proper under the circumstances.

RESPECTFULLY SUBMITTED this  $\frac{26}{2}$  day of November, 2003.

RENAUD, COOK & DRURY, P.A.

Two Renaissance Square 40 North Central, Suite 1600 Phoenix, AZ 85004-4449 Attorneys for Respondents

filed with:

**Arizona Corporation Commission** 

Docket Control Center

1200 West Washington Street Phoenix, AZ 85007

and a copy mailed to:

Kathleen Coughenour DeLaRosa

Arizona Corporation Commission Securities Division

1300 West Washington Street, Third Floor

Phoenix, AZ 85007

Cyrthia a. Jansen